IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (LODG) NO. 234 OF 2006

1. Pitamber Kanayalal Khatter & 7 ors.] .. Petitioners

Versus

1. Municipal Corporation of Greater Mumbai and 6 ors.] .. Respondents

Ms. Rita Bhatia for the petitioners.

Mrs. S. Ajit Kumar for the respondents No. 1 to 4.

Mr. R.M. Sawant, Govt. Pleader for respondents No.5 to 7.

CORAM: F.I. REBELLO &
ANOOP V. MOHTA, JJ.

DATED: 06TH MARCH, 2006

P.C. :

. It is a case of the petitioners that the Appeal preferred to the State Government has not yet been heard and disposed of. The petitioner earlier had moved the City Civil Court. The suit filed there has been rejected on the ground of want of jurisdiction. However, the Court continued stay of the impugned notice by six weeks by order dated 22nd December, 2005 which expired on 1st February, 2006. The petitioner had also taken out an application for interim relief which has

not been heard and disposed of till date.

2. Considering the above, the Petition can be disposed of by issuing the following directions:

(i) The State Government to dispose of the Appeal which has been preferred by the petitioners according to law, within a period of 8 weeks from today.

(ii) In the meantime, the stay granted by the City Civil Court to continue pending the hearing and final disposal of the Appeal.

3. With the above directions, Petition stands disposed of. No order as to costs.

[F.I. REBELLO, J.]

[ANOOP V. MOHTA, J.]